

MINUTES

MONTANA SENATE 59th LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS, LABOR, AND ECONOMIC AFFAIRS

Call to Order: By **CHAIRMAN VICKI COCCHIARELLA**, on March 23, 2005
at 9:00 A.M., in Room 422 Capitol.

ROLL CALL

Members Present:

Sen. Vicki Cocchiarella, Chairman (D)
Sen. Joe Balyeat (R)
Sen. Duane Grimes (R)
Sen. Dave Lewis (R)
Sen. Glenn Roush (D)
Sen. Frank Smith (D)
Sen. Donald J. Steinbeisser (R)
Sen. Bill Tash (R)
Sen. Joseph (Joe) Tropila (D)

Members Excused: Sen. Carolyn Squires (D)
Sen. Jon Tester (D)

Members Absent: None.

Staff Present: Annie Glover, Committee Secretary
Pat Murdo, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 159, 3/18/2005; HB 18, 3/18/2005
Executive Action: HB 159, HB 270, HB 271, HB 179, HB
559, HB 295, HB 257, HB 18, HB 418

00:00:00

HEARING ON HB 159

Opening Statement by Sponsor:

REP. JOE MCKENNEY (R), HD 18, opened the hearing on HB 159,
Revise unemployment insurance laws.

[EXHIBIT\(bus64a01\)](#)

[EXHIBIT\(bus64a02\)](#)

Proponents' Testimony:

00:01:59

Mr. Dore Schwinden, Deputy Commissioner,
Department of Labor and Industry

00:05:37

Ms. Sheila Hogan, Director, Career Training
Institute, State Displaced Homemaker Program

Opponents' Testimony: None.

Informational Testimony:

00:06:55

Mr. Roy Mulvaney, Department of Labor and Industry

00:07:20

Questions from Committee Members and Responses:

Ms. Ingrid Childress, Administrator, Workforce Services Division,
Department of Labor and Industry

Ms. Sandy Bay, Department of Labor and Industry

00:18:17

Closing by Sponsor:

SEN. TROPILA will carry HB 159 on the Senate Floor.

00:19:24

EXECUTIVE ACTION ON HB 159

Motion: SEN. TROPILA moved that HB 159 BE CONCURRED IN.

Motion: SEN. TROPILA moved that HB 159 BE AMENDED WITH
HB015901.APM AND HB015902.APM.

Discussion:

Motion/Vote: SEN. TROPILA moved that HB 159 BE CONCURRED IN AS AMENDED. Motion carried unanimously by voice vote. SEN. SQUIRES voted aye by proxy.

00:22:12

EXECUTIVE ACTION ON HB 270

Motion/Vote: SEN. ROUSH moved that HB 270 BE CONCURRED IN. Motion carried unanimously by voice vote. SEN. SQUIRES voted aye by proxy.

00:22:59

EXECUTIVE ACTION ON HB 271

Motion: SEN. ROUSH moved that HB 271 BE CONCURRED IN.

Discussion:

Mr. Andy Poole, Department of Commerce

Mr. Evan Barrett, Governor's Office of Economic Development

Vote: Motion carried unanimously by voice vote. SEN. SQUIRES voted aye by proxy.

00:26:25

EXECUTIVE ACTION ON HB 179

Motion: SEN. GRIMES moved that HB 179 BE CONCURRED IN.

Motion/Vote: SEN. GRIMES moved that HB 179 BE AMENDED WITH HB17901.APM. Motion carried unanimously by voice vote.

Motion: SEN. GRIMES moved that HB 179 BE CONCURRED IN.

Discussion:

Vote: Motion carried unanimously by voice vote. SEN. SQUIRES voted aye by proxy.

00:30:24

EXECUTIVE ACTION ON HB 559

Motion: SEN. LEWIS moved that HB 559 BE CONCURRED IN.

Discussion:

Vote: Motion carried unanimously by voice vote. SEN. SQUIRES voted aye by proxy.

00:31:56

EXECUTIVE ACTION ON HB 295

Motion: SEN. ROUSH moved that HB 295 BE CONCURRED IN.

EXHIBIT(bus64a03)

Motion: SEN. ROUSH moved that HB 295 BE AMENDED WITH HB029501.APM.

Discussion:

Vote: Motion carried unanimously by voice vote.

Motion: SEN. ROUSH moved that HB 295 BE CONCURRED IN AS AMENDED.

Discussion:

Vote: Motion carried unanimously by voice vote. SEN. SQUIRES voted aye by proxy.

00:38:27

DISCUSSION ON HB 732

SEN. ROUSH, SEN. GRIMES and SEN. COCCHIARELLA will serve on a Subcommittee.

00:42:52

EXECUTIVE ACTION ON HB 257

Motion: SEN. ROUSH moved that HB 257 BE CONCURRED IN.

Discussion:

Vote: Motion carried unanimously by voice vote. SEN. SQUIRES voted aye by proxy.

EXHIBIT(bus64a04)

00:53:43

Discussion on Study Resolutions

EXHIBIT(bus64a05)

Motion/Vote: SEN. GRIMES moved that THE COMMITTEE DRAFT A STUDY RESOLUTION. Motion carried unanimously by voice vote. SEN. SQUIRES and SEN. TESTER voted aye by proxy.

00:58:57

HEARING ON HB 18

Opening Statement by Sponsor:

REP. CAROL JUNEAU (D), HD 16, opened the hearing on HB 18, Extend duration of state-tribal economic development commission.

Proponents' Testimony:

01:01:14 Mr. Evan Barrett, Governor's Office of Economic Development

01:06:49 Mr. Andy Poole, Department of Commerce

Opponents' Testimony: None.

Informational Testimony: None.

Questions from Committee Members and Responses: None.

01:08:10

Closing by Sponsor:

SEN. SMITH will carry HB 18 on the Senate Floor.

01:08:59

EXECUTIVE ACTION ON HB 18

Motion/Vote: SEN. SMITH moved that HB 18 BE CONCURRED IN.

Discussion:

Vote: Motion carried unanimously by voice vote. SEN. SQUIRES voted aye by proxy.

01:11:55

EXECUTIVE ACTION ON HB 418

Mr. Tom Schneider, Montana Public Employees Association
Mr. J.C. Weingartner, Montana Education Association-Montana Federation of Teachers (MEA-MFT)
Mr. Randy Morris, Department of Administration

Motion: SEN. LEWIS moved that HB 418 BE CONCURRED IN.

Motion: SEN. LEWIS moved that HB 418 BE AMENDED WITH HB041803.APM.

Discussion:

[EXHIBIT](#) (bus64a06)

[EXHIBIT](#) (bus64a07)

Substitute Motion: SEN. BALYEAT made a substitute motion that HB 418 BE AMENDED CONCEPTUALLY AND WITH HB041803.APM WHERE PARAGRAPHS 2 AND 3 HAVE BEEN STRICKEN AND WHERE "ON A RECURRING BASIS" HAS BEEN STRICKEN IN PARAGRAPH 1.

Discussion:

Vote: Substitute motion failed 7-1 by voice vote with SEN. BALYEAT voting aye.

Motion/Vote: SEN. COCCHIARELLA moved that HB 418 BE AMENDED CONCEPTUALLY AND WITH HB041803.APM WHERE PARAGRAPHS 2 AND 3 HAVE BEEN STRICKEN. Motion carried 6-3 by voice vote with SEN. BALYEAT, SEN. GRIMES, and SEN. TASH voting no. SEN. SQUIRES and SEN. TESTER voted aye by proxy.

Motion: SEN. GRIMES moved that HB 418 BE CONCURRED IN AS AMENDED.

Discussion:

[EXHIBIT](#) (bus64a08)

Vote: Motion carried 6-5 by roll call vote with SEN. BALYEAT, SEN. GRIMES, SEN. LEWIS, SEN. STEINBEISSER, and SEN. TASH voting no. SEN. SQUIRES and SEN. TESTER voted aye by proxy.

02:15:43

DISCUSSION ON HB 295

HB 295 and HB 418 will be held in committee for reconsideration.

ADJOURNMENT

Adjournment: 11:00 A.M.

SEN. VICKI COCCHIARELLA, Chairman

ANNIE GLOVER, Secretary

VC/ag

Additional Exhibits:

EXHIBIT ([bus64aad0.TIF](#))